UNITED STATES DISTRICT COURT EASTERN DISTRICT OF WASHINGTON

JEREMY E BARKUS,

Plaintiff,

V.

ORD

MICHAEL J. ASTRUE,

Commissioner of Social
Security,

Defendant.

No. CV-09-0209-CI

ORDER GRANTING STIPULATED MOTION FOR REMAND PURSUANT TO SENTENCE FOUR OF 42 U.S.C. § 405(q)

BEFORE THE COURT is the parties' stipulated Motion for remand of the above-captioned matter to the Commissioner pursuant to sentence four of 42 U.S.C. § 405(g). (Ct. Rec. 21.) The parties have consented to proceed before a magistrate judge. (Ct. Rec. 6.) After considering the stipulation of the parties,

IT IS ORDERED:

- 1. The parties' Stipulated Motion for Remand (Ct. Rec. 21) is GRANTED. The above-captioned case is REVERSED and REMANDED to the Commissioner of Social Security for further administrative proceedings pursuant to sentence four of 42 U.S.C. § 405(g). Based upon the parties' Stipulation, on remand, the administrative law judge (ALJ) shall issue a favorable decision finding Plaintiff disabled under the Social Security Act and eligible for disability benefits.
 - 2. Judgment shall be entered for the **PLAINTIFF**.

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1	3. Plaintiff's Motion for Summary Judgment (Ct. Rec. 16) is
2	stricken as moot.
3	4. An application for attorney fees may be filed by separate
4	motion.
5	The District Court Executive is directed to enter this Order,
6	forward copies to counsel, and thereafter shall close this file.
7	DATED April 23, 2010.
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9	S/ CYNTHIA IMBROGNO UNITED STATES MAGISTRATE JUDGE
10	UNITED STATES MAGISTRATE CODGE
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